HLHC-22

(41)

उच्च न्यायालय, छत्तीसगढ, बिलासपुर

11/10/07

आदेश पत्रक

मामला क्रमांक Cr.M.P. 491/07 **सन्** 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

Single Bench: Hon'ble Mr. Justice Dhirendra Mishra

Cr.M.P No.(Pr. No.298/2007)

PETITIONER — Samin Zaid, son of Alauddin, aged about 25 years, resident of Village Malga, Police Station Pratappur, Tahsil Surajpur, District Sarguja (CG), Presently residing at Village Bakrima, Banhdarpara, Police Station Premnagar, Tahsil Surajpur, District Sarguja (CG).

Vs

RESPONDENTS — 1. Aminunnisha D/o Taslim Khan, aged about 18 years, Occupation House Wife, Resident of Village Telaidhar, Police Station and Tahsil Sitapur, District Sarguja (C.G.)

2. Hetunnisha, D/o Samin Zaid, aged about 01 year, Minor through mother Aminunnisha, resident of Village Telaidhar, Police Station and Tahsil Surajpur, District Sarguja (CG)

10.10.2007

Ms. Pushpa Dwivedi, Advocate for the petitioner.

Heard on I.A. No.1/07, an application for conversion of instant petition into Criminal Revision.

By this petition the petitioner has impugned the order of Annexure P-4 dated 22.6.2006 passed by the Family Court, Ambikapur whereby the Family Court has directed issuance of non-bailable warrant against the petitioner herein on the application of the non-applicant for recovery of maintenance amount.

XI-HC-22

(42)

उच्च न्यायालय, छत्तीसगढ, बिलासपुर

आदेश पत्रक

मामला क्रमांक Cr.MP 491/07 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	-2- From the documents available on record it appears that an order of maintenance was passed against the petitioner on 29.11.2004 and he was directed to pay maintenance to the non-applicants @ Rs.1,500/- each from the date of the order and it also appears that the non-applicants have moved an application for recovery of the maintenance amount, however, the same was not deposited by the petitioner herein nor reply to the said application was filed before the family court and in the aforesaid circumstances the order impugned has been passed. Taking into consideration the reasons assigned in passing the impugned order, this Court is satisfied that there is no illegality or infirmity which warrants interference either by petition under Section 482 of Cr.P.C. or under Section 397/401 of the Cr.P.C. In the result, the petition is devoid of substance, the same is liable to be dismissed and it is dismissed. Sd/- DHIRENDRA MISHRA Judge	

पीछे